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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
Attention: Examiner D. Nguyen
Art Unit: 2814

Re: TENMEI, et al. - Application No.: 09/698,168
Our Ref. No.: 500.39241X00

SUBMISSION OF DOCUMENTS

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Sir:

Applicants hereby submit the attached "Statement of Substance of Interview" (2 pgs), in the above-identified application.

CERTIFICATE OF TRANSMISSION:

I hereby certify that the attached "Statement of Substance of Interview" (2 pgs), is being formally filed in the USPTO via Group 2800 Facsimile No. 703-872-9319 on September 30, 2003.


Deborah L. Therrien

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September 26, 2003

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Via Facsimile No.
011 81 33 246 1239

Re: **H. TENMEI, et al. - Application No.: 09/698,168**
Your Ref. No.: E5566-01 EG - Our Ref. No.: 500.39241X00

Dear Mr. Iwami:

Further to our letter of September 26, 2003, we have now been advised by the Examiner that the amendments discussed in the August 1, 2003 Statement of Substance of Interview, which was resent to her on September 26, 2003, are sufficient to overcome the rejections set forth in the August 14, 2003 Office Action to place the application in condition for allowance, provided one further change is made. Specifically, Examiner Nguyen required the cancellation of the nonelected claims 1-11 and 13-22. Accordingly, we authorized her to do so by way of an Examiner's amendment, together with the changes to claims 35, 49 and 50 set forth in the August 1, 2003 Office Action. Accordingly, we have proceeded to file a further Statement of Substance of Interview in this matter on even date herewith to confirm these agreements.

For the present, we await further a Notice of Allowance. We will, of course, keep you advised of all developments in connection with this matter as they occur.

Our invoice is enclosed.

Very truly yours,

ANTONELLI, TERRY, STOUT & KRAUS, LLP


Gregory E. Montone

GEM/dit
Enclosure: As stated

500.39241X00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: TENMEI, et al.
Application No.: 09/698,168
Filed: October 30, 2000
For: SEMICONDUCTOR APPARATUS INCLUDING INSULATING
LAYER HAVING A PROTRUSIVE PORTION (As Amended)
Art Unit: 2814
Examiner: D. Nguyen

STATEMENT OF SUBSTANCE OF INTERVIEW

Commissioner For Patents
P.O. Box 1450
Alexandria, VA 1450

September 30, 2003

Sir:

Appreciation is expressed to Examiner Nguyen for her courtesy and helpfulness during telephone interviews conducted on September 26 and September 30, 2003 in the above-identified application.

During these interviews, the Final Office Action dated August 14, 2003 was discussed. With regard to this, it was noted that the Office Action did not address the Statement of Substance of Interview filed on August 1, 2003 noting that an agreement had been reached for an Examiner's amendment concerning claims 35, 49 and 50. In reviewing this, Examiner Nguyen noted that she had not received a copy of the Statement of Substance of Interview filed on August 1, 2003 at the time of completing the August 14, 2003 Final Office Action, and had, in fact, not even received this paper as of September 26, 2003. Therefore, Examiner Nguyen requested an additional copy of the August 1, 2003 Statement of Substance of Interview be provided to her for her review. Accordingly, a copy of the August 1, 2003 Statement was facsimiled to Examiner Nguyen following the September 26, 2003 interview.

After reviewing the August 1, 2003 Statement, Examiner Nguyen indicated that the amendments authorized therein for her to attend to by way of an Examiner's

amendment would overcome the objection to the claims and the prior art rejection set forth in the August 14, 2003 Office Action to place the application in condition for allowance, provided that one other change was made. Specifically, Examiner Nguyen required the cancellation of the nonelected claims 1-11 and 13-22. Accordingly, the cancellation of these claims was authorized on September 30, 2003 by way of a return telephone call to Examiner Nguyen.

Accordingly, it is Applicants' understanding that Examiner Nguyen will attend to the required corrections to claims 35, 49 and 50 by way of an Examiner's amendment and the cancellation of nonelected claims 1-11 and 13-22, also by Examiner's amendment. Applicants and the undersigned attorney greatly appreciate the Examiner's time, effort and courtesy in this regard.


If the Examiner believes that there are any other points which may be clarified or otherwise disposed of either by telephone discussion or by personal interview, the Examiner is invited to contact Applicants' undersigned attorney at the number indicated below.

It is respectfully requested that any shortage in the fee be charged to the deposit account of Antonelli, Terry, Stout & Kraus, LLP, Account No. 01-2135 (500.39241X00) and any excess fees credited to that account.

Respectfully submitted,

ANTONELLI, TERRY, STOUT & KRAUS, LLP

By


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